



PY OF PAPERS  
ORIGINALLY FILED

Docket No.: 042390.P13497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>In re Application of:</b>  <b>Nikos Kaburlasos</b>  Application No.: 10/080,473  Filed: February 22, 2002  For: <b>INTEGRATED ADJUSTABLE SHORT-HAUL/LONG-HAUL TIME DOMAIN REFLECTOMETRY</b>	<b>Examiner:</b>  Art Group: 2661
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PETITION PURSUANT TO 37 C.F.R. § 1.47(b)

Assistant Commissioner for Patents  
Washington, DC 20231-9998

Sir:

1) The assignee of the above-entitled patent application, Intel Corporation, hereby petitions the Commissioner to allow Intel Corporation (hereinafter referred to as "Intel") to apply for a U.S. patent on the above-identified patent application on behalf of and as an agent for Vaishali Nikhade, one of the co-inventors of the above-identified patent application. Despite a diligent effort, the assignee, Intel has been unable to find or reach Vaishali Nikhade.

2) Vaishali Nikhade was employed by Intel Corporation at the time he and his co-inventors of the above-identified patent application conceived the invention as described and claimed in the above-identified patent application. At that time Vaishali Nikhade had a written agreement with Intel Corporation to assign to Intel Corporation all rights in patentable inventions conceived by Vaishali Nikhade during his term of employment. The other co-inventors of the above-identified patent application have formally assigned their interest in the application to Intel Corporation.

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3) Vaishali Nikhade's last day at Intel Corporation was June 1, 2001. Vaishali Nikhade's last known address is: 997 Glennfinnan Way, Folsom, California, 95630.

4) On May 13, 2002, my assistant, Susan McFarlane, sent a package to Vaishali Nikhade via U.S. Mail and via Federal Express to 9160 Madison Avenue, #76, Fair Oaks, CA 95628. That package included an introductory letter as well as a declaration/power of attorney and an assignment (hereinafter referred to as "formal documents") for signature. Both of these packages were returned as undeliverable.

5) On May 29, 2002 a request was made of Stein Investigation Agency for them to locate Vaishali Nikhade. On June 13, 2002, my assistant, Susan McFarlane, received a new mailing address and phone number from Stein Investigation Agency. She then sent a package to 997 Glennfinnan Way, Folsom, CA 95630, which included the same introductory letter and formal documents referred to above in item number 4, via Federal Express. The package was delivered on June 18, 2002 to the above address. No contact from Vaishali Nikhade was received.

6) On July 16, 2002, my assistant, Susan McFarlane, sent a package, which included the same introductory letter and formal documents referred to above in item number 4, once again to 997 Glennfinnan Way, Folsom, CA 95630 via Federal Express. The package was delivered on July 18, 2002. No contact from Vaishali Nikhade was received.

7) After my assistant, Susan McFarlane had made numerous attempts to reach Vaishali Nikhade via mailings, phone calls and even hiring an investigation service (Stein Investigation Agency) to locate Vaishali Nikhade, I made several attempts (based on a phone number given to us by the investigation service we used) to make contact via phone. I made these attempts at various times after 5:00pm on the evening of July 15, 2002. On the morning of July 16, 2002, I made another attempt at contact via telephone. At that time I left a voice message requesting that he return my call. No response was received.

8) Intel has exclusive rights to the above-identified patent application because Vaishali Nikhade assigned to Intel all rights to patentable inventions conceived during his term

of employment with Intel. In addition, the remaining co-inventors of the above-identified patent application have executed a declaration/power of attorney and an assignment assigning the above-identified application to Intel.

9) Authorization is hereby given to charge our deposit account number 02-2666 for any additional charges that may be due.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP



ERIC T. KING  
Reg. No. 44,188

Dated: July 22, 2002

12400 Wilshire Boulevard, Seventh Floor  
Los Angeles, California 90025  
(714) 557-3800

**CERTIFICATE OF MAILING**

*I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on: July 22, 2002.*

  
Susan McFarlane

7/22/02  
Date

## **ASSIGNMENT**

In consideration of good and valuable consideration, the receipt of which is hereby acknowledged, we, the undersigned:

**Nikos Kaburlasos; James Little; Vaishali Nikhade**

hereby sell, assign, and transfer to:

**Intel Corporation**

a Corporation of Delaware, having a principal place of business at 2200 Mission College Boulevard, Santa Clara, California 95052-8119 USA ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title, and interest for the United States and all foreign countries, in and to any and all inventions and improvements that are disclosed in the application for the United States patent filed on February 22, 2002, and assigned Application No. 10/080,473 and is entitled:

### **INTEGRATED ADJUSTABLE SHORT-HAUL/LONG-HAUL TIME DOMAIN REFLECTOMETRY**

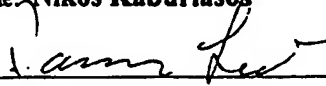
and in and to said application and all design, utility, divisional, continuing, continuation-in-part, substitute, renewal, reissue, and all other patent applications that have been or shall be filed in the United States and all foreign countries on any of said inventions and improvements; and in and to all original and reissued patents that have been or shall be issued in the United States and all foreign countries on said inventions and improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee may apply for and receive a patent or patents for said inventions and improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional, continuing, continuation-in-part, substitute, renewal, reissue, and all other patent applications on any and all said inventions and improvements; execute all rightful oaths, assignments, powers of attorney, and other papers; communicate to said Assignee, its successors, assigns, and representatives all facts known to the undersigned relating to said inventions and improvements and the history thereof; and generally assist said Assignee, its successors, assigns, or representatives in securing and maintaining proper patent protection for said inventions and improvements and for vesting title to said inventions and improvements, and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns, and legal representatives; and

covenant with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Each Inventor: Please Sign and Date Below:

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Date	Name: Nikos Kaburlasos
5/27/02	
Date	Name: James Little
Date	Name: Vaishali Nikhade
Date	Name:
Date	Name:
Date	Name:
Date	Name:
Date	Name:
Date	Name:

Assignment Document Return Address:  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
12400 Wilshire Blvd., Seventh Floor  
Los Angeles, CA 90025-1026  
Telephone: (714) 557-3800

covenant with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Each Inventor: Please Sign and Date Below:

5/17/2002      Nikos Kaburlasos  
Date                      Name: Nikos Kaburlasos

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Date                      Name: James Little

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Date                      Name: Vaishali Nikhade

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Date                      Name:

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Date                      Name:

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